IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SEVENTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

-

WRIT PETITION NO : 7486 of 2004

Between:

Jingu Venkateshwarlu, S/o Venkataiah,
R/o Kondrupadu Village, Penuballi Mandal, Khammam District.

..... PETITIONER

AND

1 The Mandal Revenue Officer, Penubally Mandal, Khammam District.
2 The Mandal Revenue Inspector-II, Penubally Mandal, Khammam District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate Writ, Order or direction, preferably a writ in the nature of Mandamus declaring the action of respondents in not supplying the stocks to the petitioner for distribution as illegal, arbitrary and unconstitutional and direct the respondents to supply the stocks to the petitioner for distribution.

Counsel for the Petitioner: MR.A.RAJASEKHAR REDDY

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following Order:

Heard both the learned counsel and at their request, the writ petition itself is taken up for disposal.

Petitioner herein seeks to assail the action of the respondents herein in not supplying the stock to the petitioner for distribution.

Though several contentions are sought to be urged, however, admittedly, a regular appeal under Section 6-A of the Essential Commodities Act is pending before the District Court, Khammam. Having regard to the same, it is not necessary to go into the merits of the case. Suffice to direct the District Judge, Khammam to dispose of the appeal pending before him.

Accordingly, this writ petition is disposed of directing the District Judge, Khammam to dispose of the appeal pending on his file within a period of one month from the date of receipt of a copy of this order. It is needless to mention that the interim order granted by this Court shall remain in operation till the disposal of the appeal. No costs.

17—09—2004.

Stv/-

To

1 The Mandal Revenue Officer, Penubally Mandal, Khammam District.
2 The Mandal Revenue Inspector-II, Penubally Mandal, Khammam District.

3 Two C.Cs. to the Government Pleader for Civil Supplies, High Court Buildings, A.P., Hyderabad, (OUT).

4 Two C.D. Copies.